IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE ELEVENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE BILAL NAZKI

THE ACTING CHIEF JUSTICE

and
THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 7840 of 2005

Between:

1 Sri Y.Yadav Rao, s/o late Sri Y.Viswanath,
R/o 2-4-66, Sikh Village, Secunderabad.
2 Sri M.P.Gyaneswar, s/o late Sri M.P.Ramakrishna, R/o Jeera, Secunderabad.
3 Shantilal Jain, R/o Brodipet Main Road, Guntur-522 002.

... PETITIONERS

AND

1. The State Government of A.P., rep., by its Principal Secretary,

Home Department, Secretariat Buildings, Hyderabad.
2 The Director General of police, o/o DG & IG, Lakdikapul, Hyderabad.
3 The Inspector General of police, Rayalaseema Zone, Kurnool District, Kurnool.
4 The District Collector, Kurnool District, Kurnool.
5 The Superintendent of Police, Kurnool District, Kurnool.
6 The Deputy Superintendent of Police, Athmakur, Kurnool District, Kurnool.
7 The Commissioner of Endowments, Ramkote, Hyderabad.
8 The Executive Officer, Srisailam Devastanam Board, Srisailam, Kurnool District.
9 The Mandal Revenue Officer, Srisailam.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an order or writ more particularly one in the nature of writ of mandamus declaring the action of the respondents to take effective steps for due compliance with the provisions of Section 3 of the Act by all the persons in and around the temple and temple precincts.

Counsel for the Petitioners: MR.P.BADRI PREMNATH

Counsel for the Respondent Nos.1 to 6 & 9: GP FOR HOME Counsel for the Respondent No 7: GP FOR ENDOWMENTS Counsel for the Respondent No 8: MR.V.Venugopala Rao, Standing Counsel

The Court at the stage of admission made the following :

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ORAL ORDER: (Per Hon'ble Sri Bilal Nazki, the Acting Chief Justice)

This writ petition has been filed seeking a direction from this court that respondents should enforce Sections 3, 4 and 5 of the Andhra Pradesh Animals and Birds Sacrifices Prohibition Act, 1950, and should not allow any sacrifice of animals and birds during "Kumbhotsvam" on 17th and 18th April 2005, within the precincts of temple in Srisailam.

Learned standing counsel for the 8th respondent submits that they have already taken steps and sacrifices are not allowed within the precincts of the temple. He has also produced the minutes of a meeting held on 15.4.2002. According to him, the decisions taken in the meeting are being strictly implemented every year; these steps include making up police bandobast, raising of banners and signboards informing the pilgrims not to make sacrifice of animals or birds, making such announcements also on Devasthanam mike system, making publication in newspapers informing the people that they cannot make sacrifice of animals and birds within the precincts of the temple, and they are also preventing the animals and birds being transported through APSRTC buses.

In view of the above assurances of the learned counsel for 8th respondent, we do not feel any further orders are necessary to be passed in this writ petition, which is accordingly disposed of.

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(**BILAL NAZKI, J**)

11th April 2005

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(DR.G.YETHIRAJULU, J)

Note: Furnish copy by tomorrow.

(B/o)

pan/bsc

To

1. The Principal Secretary, Government of A.P.,

Home Department, Secretariat Buildings, Hyderabad.
2 The Director General of Police, o/o DG & IG, Lakdikapul, Hyderabad.
3 The Inspector General of Police, Rayalaseema Zone, Kurnool District, Kurnool.
4 The District Collector, Kurnool District, Kurnool.
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7 The Commissioner of Endowments, Ramkote, Hyderabad.
8 The Executive Officer, Srisailam Devastanam Board, Srisailam, Kurnool District.
9 The Mandal Revenue Officer, Srisailam.

10 Two C.Cs to the Govt.Pleader for Home, High Court buildings,

Hyderabad (OUT)

11 Two C.Cs to the Govt.Pleader for Endowments, High Court buildings,

Hyderabad (OUT)

12 Two C.D.copies.